

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/489,655 α

Confirmation No.: 6092

Applicant

: Bernard Daskal

Filed

: January 24, 2000

TC/A.U.

: 3700/3761

Examiner

: Catharine L. Anderson

Docket No.

: 28951/3

Customer No.

: 1912

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope, with sufficient postage, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the

date which appears below: Name: Kathryp Manginelli

Signature: Withur M Manginel

STATUS INQUIRY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant respectfully inquires as to the status of the above-identified patent application. The Applicant filed an Appeal Brief appealing the Final Rejection of his claims on October 18, 2002. On October 3, 2003, nearly one year later, the Examiner filed an Answer to the Appeal Brief. The Applicant filed his Reply on November 26, 2003. More than one year has passed since that Reply, and Applicant's attorney has not received a communication from the Patent Office relating to this application and related Appl. No. 09/489,655; filed 01/24/2000 Status Inquiry

appeal.

Respectfully submitted

AMSTER, ROTHSTEIN & EBENSTEIN LLP Attorneys for Applicant 90 Park Avenue New York, NY 10016 (212) 336-8000

Dated: New York, New York

January 19, 2005

Brian A. Comack

Registration No.: 45,343